## NEUBERT. MEMO ENDORSEL PEPE & MONTEITH, P.C.

Attorneys At Law

Michael D. Neubert Gregory J. Pepe Deborah Monteith Neubert Cameron C. Staples

Douglas S. Skalka Judy K. Weinstein Peter T. Fay Andrew R. Lubin Robert T. Gradoville Nancy Bohan Kinsella

Eric J. Stockman Kevin M. Godbout Mark I. Fishman Simon I. Allentuch

Gretchen G. Randall Mark E. Stopa Jason T. Prucher Lucas B. Rocklin

Jennifer L. Cammarano Jeffrey E. McGuinness Jarod F. Proto

Counsel: Louis J. Testa\* Maureen Sullivan Dinnan Regina Duchin Kraus Of Counsel: Sonja Goldstein

April 21, 2008

195 Church Street, 13th Floor P.O. Box 1940

New Haven, Connecticut 06509-1940

Telephone: (203) 821-2000 Facsimile: (203) 821-2009

30 Jelliff Lane

Southport, Connecticut 06890-1482

Telephone: (203) 254-9332 Facsimile: (203) 254-9239

\*Admitted in New York Only

Reply to P.O. Box www.npmlaw.com

## <u>VIA FACSIMILE (914-390-4179)</u> AND OVERNIGHT MAIL

The Honorable Stephen C. Robinson U.S. District Judge United States Bankruptcy Court Southern District of New York 300 Quarropas Street, Room 633 White Plains, NY 10601-4150

> Ducky Interactive, Inc. (Chapter 7) 05-23456; Saylavee LLC Appellant v. Ducky Interactive, Inc., Scott B. Hockler, and Jeffrey L. Sapir, Esq. Appelleess Civil Action Numbers, 7:08 CV 1897, 1901, and 1903

## Dear Judge Robinson:

Our firm represents the Appellant, Saylavee LLC in each of the three (3) appeals ("Appeals") referenced above.

Please view this letter as a confirmation of, and a follow-up to, my telephone conversation of April 21, 2003 with your law clerk, Brandon.

On March 19, 2008, the Court entered separate orders in each of the Appeals granting our client's application for extension of time for filing briefs on appeal pursuant to Rule 8009(a) Fed. R. Bankr. P. The extensions were granted until April 29, 2008.

The purpose of this letter to request a further extension of time until May 30, 2008 within which to file the briefs on appeal in each of these matters for the following reasons:

I have been informed by counsel for the debtor, Ducky Interactive, Inc., and Scott B. Hockler that they have not been retained nor intend to participate in the Appeals at this time; and

I have been informed by the Trustee Jeffrey L. Sapir, Esq. that he, as well does not anticipate participating in any of the Appeals; and



- I have undertaken discussions with the Trustee with an aim of possibly settling all of the issues raised in these Appeals and would request additional time to do so; and
- The settlement may also affect two earlier appeals presently pending before your Honor in the same main Bankruptcy Case; and
- No party in interest shall suffer prejudice as result of the granting of the relief requested at this time.

In addition, I would like bring to the Courts' attention the overlapping nature of these appeals and would request that the Court consider either joining or consolidated these appeals for briefing and oral argument purposes. The Appeals have been designated as related. I believe that the issues raised may be briefed in one memorandum and addressed in one oral argument.

Please do not hesitate to contact me if you have any questions in regard to the foregoing or require further information with respect to this request.

Thank you for your time and consideration of this matter.

Respectfully yours,

LJT/lls

Appellant marifile a consolidated brief for 08(V1897, 08(V1901 and 08cv 1903. Time to file the brief is extended to 5/30/08.

**APPLICATION GRANTED** 8 truben C Robinso

HON. STEPHEN C. ROBINSION

4/22/08.